

MORRISON & FOERSTER LLP

Attorneys at Law
755 Page Mill Road
Palo Alto, California 94304-1018
Telephone: (650) 813-5600
Facsimile: (650) 494-0792

RECEIVED
CENTRAL FAX CENTER
JUN 24 2005

To:

NAME:	FACSIMILE:	TELEPHONE:
Office of Petitions U.S. Patent and Trademark Office	703/872-9306	571/272-3282

FROM: Catherine M. Polizzi, Reg. No. 40,130**DATE:** June 24, 2005

Number of pages with cover page: 13 pages

Preparer of this slip has confirmed that facsimile number given is correct: 9234/BMW4**CAUTION - CONFIDENTIAL**

This facsimile contains confidential information which may also be privileged. Unless you are the addressee (or authorized to receive for the addressee), you may not copy, use, or distribute it. If you have received it in error, please advise Morrison & Foerster LLP immediately by telephone or facsimile and return it promptly by mail.

Comments: SPECIAL PROCEDURES SUBMISSION

RECEIVED
OIPE/IAP

JUN 28 2005

Attorney Docket No.: 252312007400

Group Art Unit: 1636

Examiner: C. Qian

Serial No. 09/724,822

Filing Date: November 28, 2000

Inventors: Matthew D. LINNIK et al.

Title: METHODS OF TREATING LUPUS BASED ON ANTIBODY
AFFINITY AND SCREENING METHODS AND COMPOSITIONS
FOR USE THEREOF

Papers attached:

1. Request for Continued Examination Transmittal (1 page)
2. Fee Transmittal (original + copy for fee processing) (2 pages)
3. Fee Transmittal SB/17p (original + copy) (2 pages)
4. Petition to Withdraw Application From Issue Pursuant to 37 CFR 1.313(c)(2) (2 pages)
5. Supplemental Information Disclosure Statement Under 37 C.F.R. § 1.97 & 1.98 (3 pages)
6. Form PTO/SB/08a/b + copy (2 pages)
7. One (1) Reference

IF YOU DO NOT RECEIVE ALL OF THE PAGES, PLEASE CALL
BARBARA M. WEATHERLY AT 650/813-5728 AS SOON AS POSSIBLE.

JUN 24 2005

PTO/SB/30 (09-04)

Approved for use through 07/31/2005. OMB 0651-0031

U.S. Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE

Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it displays a valid OMB control number.

Request For Continued Examination (RCE) Transmittal Address to: MS RCE Commissioner for Patents P.O. Box 1450 Alexandria, VA 22313-1450	Application Number	09/724,822
	Filing Date	November 28, 2000
	First Named Inventor	Matthew D. LINNIK
	Art Unit	1636
	Examiner Name	C. Qian
	Attorney Docket Number	252312007400

This is a Request for Continued Examination (RCE) under 37 CFR 1.114 of the above-identified application.
 Request for Continued Examination (RCE) practice under 37 CFR 1.114 does not apply to any utility or plant application filed prior to June 8, 1995, or to any design application.

1. **Submission required under 37 CFR 1.114** Note: If the RCE is proper, any previously filed unentered amendments and amendments enclosed with the RCE will be entered in the order in which they were filed unless applicant instructs otherwise. If applicant does not wish to have any previously filed unentered amendment(s) entered, applicant must request non-entry of such amendment(s).

a. ☐ Previously submitted. If a final Office action is outstanding, any amendments filed after the final Office action may be considered as a submission even if this box is not checked.

i. ☐ Consider the arguments in the Appeal Brief or Reply Brief previously filed on _____

ii. ☐ Other _____

b. ☒ Enclosed

i. ☐ Amendment/Reply

ii. ☐ Affidavit(s)/Declaration(s)

iii. ☒ Information Disclosure Statement (IDS) (3 pages)

iv. ☒ Other Form PTO/SB/08a/b + copy (2 pages)
One (1) Reference

2. **Miscellaneous**

a. ☐ Suspension of action on the above-identified application is requested under 37 CFR 1.103(c) for a period of _____ months. (Period of suspension shall not exceed 3 months; Fee under 37 CFR 1.17(f) required)

b. ☒ Other Petition to Withdraw Application From Issue Pursuant to 37 CFR 1.313(c)(2) (2 pages)

3. **Fees** The RCE fee under 37 CFR 1.17(e) is required by 37 CFR 1.114 when the RCE is filed.

a. ☒ The Director is hereby authorized to charge the following fees, or credit any overpayments, to Deposit Account No. 03-1952 I have enclosed a duplicate copy of this sheet. Fee Transmittal form (PTO/SB/17) is attached to this submission in duplicate.

i. ☒ RCE fee required under 37 CFR 1.17(e)

ii. ☐ Extension of time fee (37 CFR 1.136 and 1.17)

iii. ☒ Other Petition Fee

b. ☐ Check in the amount of \$ _____ enclosed

c. ☐ Payment by credit card (Form PTO-2038 enclosed)

SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT REQUIRED			
Signature	<i>Catherine M. Polizzi</i>	Date	June 24, 2005
Name (Print/Type)	Catherine M. Polizzi	Registration No.	40,130

I hereby certify that this correspondence is being facsimile transmitted to the Patent and Trademark Office, Facsimile No. (703) 672-9306, on the date shown below.

Dated: June 24, 2005 Signature: *Barbara M. Weatherly* (Barbara M. Weatherly)

pa-989079

09724822 031952 00000022 CCHRU1 06/28/2005

395.00 DA 01 FC:2801

06/24/2005 15:12 FAX 650 813 5993

MOFO PA #SEVEN

JUN 24 2005

0003

PTO/SB/17 (12-04v2)

Approved for use through 7/31/2008. OMB 0851-0032
U.S. Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE

Under the Paperwork Reduction Act of 1995, no person are required to respond to a collection of information unless it displays a valid OMB control number.

Effective on 12/08/2004. Fees pursuant to the Consolidated Appropriations Act, 2005 (H.R. 4818). FEE TRANSMITTAL For FY 2005		Complete If Known	
<input checked="" type="checkbox"/> Applicant claims small entity status. See 37 CFR 1.27		Application Number	09/724,822
		Filing Date	November 28, 2000
		First Named Inventor	Matthew D. LINNIK
		Examiner Name	C. Qian
		Art Unit	1638
TOTAL AMOUNT OF PAYMENT		(5)	395.00
		Attorney Docket No.	252312007400

METHOD OF PAYMENT (check all that apply)

☐ Check
 ☐ Credit Card
 ☐ Money Order
 ☐ Note
 ☐ Other (please identify): _____

☒ Deposit Account
 Deposit Account Number: 03-1952
 Deposit Account Name: Morrison & Foerster LLP

For the above-identified deposit account, the Director is hereby authorized to: (check all that apply)

☒ Charge fee(s) indicated below
 ☐ Charge fee(s) indicated below, except for the filing fee

☒ Charge any additional fee(s) or underpayment of fee(s) under 37 CFR 1.16 and 1.17
 ☒ Credit any overpayments

FEE CALCULATION

1. BASIC FILING, SEARCH, AND EXAMINATION FEES

Application Type	FILING FEES		SEARCH FEES		EXAMINATION FEES		Fees Paid (\$)
	Fee (\$)	Small Entity Fee (\$)	Fee (\$)	Small Entity Fee (\$)	Fee (\$)	Small Entity Fee (\$)	
Utility	300	150	500	250	200	100	
Design	200	100	100	50	130	65	
Plant	200	100	300	150	160	80	
Reissue	300	150	500	250	600	300	
Provisional	200	100	0	0	0	0	

2. EXCESS CLAIM FEES

Fee Description	Fee (\$)	Small Entity Fee (\$)
Each claim over 20 (including Reissues)	50	25
Each independent claim over 3 (including Reissues)	200	100
Multiple dependent claims	360	180

Total Claims	Extra Claims	Fee (\$)	Fee Paid (\$)	Multiple Dependent Claims	
68	- 68	0	25.00	0.00	
Indep. Claims	Extra Claims	Fee (\$)	Fee Paid (\$)	Fee (\$)	Fee Paid (\$)
5	- 5	0	100.00	0.00	

3. APPLICATION SIZE FEE

If the specification and drawings exceed 100 sheets of paper (excluding electronically filed sequence or computer listings under 37 CFR 1.52(e)), the application size fee due is \$250 (\$125 for small entity) for each additional 50 sheets or fraction thereof. See 35 U.S.C. 41(a)(1)(G) and 37 CFR 1.16(s).

Total Sheets	Extra Sheets	Number of each additional 50 or fraction thereof	Fee (\$)	Fee Paid (\$)
- 100 =	/50	(round up to a whole number) x		

4. OTHER FEE(S)

Non-English Specification, \$130 fee (no small entity discount)

Other (e.g., late filing surcharge): 2801 Request for Continued Examination (RCE) (see 37 CFR 1.17(e))

395.00

SUBMITTED BY			
Signature	<i>Catherine M. Polizzi</i>	Registration No. (Attorney/Agent)	40,130
Name (Print/Type)	Catherine M. Polizzi	Telephone	(650) 813-5651
		Date	June 24, 2005

pa-989142